GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:3644
ANSWERED ON:30.07.2009
EMPANELMENT AS GOVERNMENT ADVOCATE
Yadav Shri Hukamdeo Narayan

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) the procedure adopted by the Government regarding empanelling as Government Advocates:

(b) the departments of the Government which has the power to empanel as Government Advocates and the departments for which these Advocates are empanelled;

(c) the details of Government Advocates empanelled during the last three years in Bihar;

(d) whether the Government is contemplating to extend their term or making fresh empanelment, and

(e) if so, the details thereof?

Answer

MINISTER OF LAW AND JUSTICE(DR. M. VEERAPPA MOILY)

(a) A Law Graduate, registered with any State Bar Council and having sufficient experience in handling Central Government Litigation,is empanelled as Government Advocate to look after the Government Litigation before various Judicial Authorities;

(b) Ministry of Law and Justice has the power to empanel Government Advocates for all the Ministries/Departments of Central Government. However,in case of Ministry of Railways,Department of Personnel and Training,Ministry of Home Affairs,Ministry of Finance, Advocates are empanelled by these Ministries/Departments with the concurrence of this Ministry.

(c) 136 Advocates were empanelled/got their term extended for handling Government litigations before the Patna High Court/Patna Bench of the CAT and various District Courts in Bihar.

(d)&(e) Any extension of the term of the counsel or fresh empanelment is being done on case to case basis. Hence, it is not feasible to confirm whether the term of all these advocates will be extended or not.